

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

DECEMBER, 1899.

Presented to Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION

MONTH OF DECEMBER, 1899.

Summary of Proceedings under "The Land Law Acts" up to the 31st day of December, 1899; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891" and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th November, 1899, Applications received in month of December, 1899,	196,333 79 196,412	Rents Fixed— By Chief Commission to 30th November, 1899, " in month of Dec., 1899,	4,542 19 4,661
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th Nov., 1899, Do. in month of Dec., 1899,	10,498 25 10,523	By Sub-Commission to 30th November, 1899, " in month of Dec., 1899,	167,776 187 167,963
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 30th Nov., 1899, Applications received in month of December, 1899,	30,061 3 30,054	Dismissed— To 30th November, 1899, In month of December, 1899,	9,187 17 9,204
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents, to 30th Nov., 1899, " received in Dec., 1899,	1,270 1 1,271	Struck out— To 30th November, 1899, In month of December, 1899,	36,779 51 36,830
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th Nov., 1899, Do. in month of Dec., 1899,	1,661 4 1,465	Withdrawn†— To 30th November, 1899, In month of December, 1899,	15,079 18 15,097
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 30th November, 1899, Do. in month of Dec., 1899,	467 2 469 38 2 40 Total, . . .	Total disposed of,	233,755

* These cases are also included in Redemption of Rents, Table (a), page 5.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th Nov., 1899,	50,776		Rents fixed— By Chief Commissioner to 30th November, 1899,	750	
Applications received in month of December, 1899,	365	51,141	" in month of December, 1899,	41	791
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 30th November, 1899,	3,853		By Sub-Commissioner to 30th November, 1899,	23,114	
Do. in month of December, 1899,	41	3,894	" in month of December, 1899,	724	23,838
			Dismissed— To 30th November, 1899,	575	
			" in month of December, 1899,	7	583
			Settled out— To 30th November, 1899,	4,878	
			In month of December, 1899,	104	4,982
			Withdrawn*— To 30th November, 1899,	844	
			" in month of December, 1899,	23	867
Total,	—	54,726	Total disposed of,	—	51,061

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rents to 30th November, 1899,	128,543
Do,	234
Total,	128,777

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 30th November, 1899,	20,278
Do,	554
Total,	20,832

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices, (e.g., Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 30th Nov., 1899,	2,670
Applications received to 30th November, 1899,	1,814		" in month of Dec., 1899,	8
Applications received in month of December, 1899,	8	1,822		
Do,	—			
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 30th November, 1899,	43			
Do,	—	43		
Applications by Leaseholders to be declared Tenants of present tenancies (Form 33) received to 30th November, 1899,	1,063			
Applications in month of Dec., 1899,	—	1,063		
Total,	—	2,936	Total disposed of,	2,678

* The first notice of application to the Court, seeking an opinion upon the true value of a tenancy, and rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW IRELAND ACT, 1887,"—SEC. 2.)—FORM 80.

Number of Applications received to 23rd February, 1888,*	55	Leases or Grants declared void to 30th Nov., 1898,	22	22
		" in month of Dec., 1898,		
		" in month of Dec., 1898,		
		Applications dismissed or struck out to 30th Nov., 1898,		
Total,	55	" in month of Dec., 1898,	30	30
		Applications withdrawn or compromised to 30th November, 1898,		
		" in month of Dec., 1898,		
		Total disposed of,		

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 89.

Number of Applications received to 30th Nov., 1898, " in month of Dec., 1898,	19	Applications granted to 30th November, 1898,	6	6
		" in month of Dec., 1898,		
		Applications dismissed or struck out to 30th Nov., 1898,		
		" in month of Dec., 1898,		
" Transferred from Civil Bill Court to 30th November, 1898, " in month of Dec., 1898,	3	Applications withdrawn to 30th November, 1898,	11	11
		" in month of Dec., 1898,		
		Applications withdrawn to 30th November, 1898,		
		" in month of Dec., 1898,		
Total,	—	Total disposed of,	—	20

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 30th November, 1898, " in December, 1898,	4,356	Rents fixed to 30th Nov., 1898, " in December, 1898,	3,981 —	3,981 3,981
		Applications dismissed, struck out, and withdrawn to 30th Nov., 1898, " in Dec., 1898,		
		"		
Total,	4,356	Total disposed of,	4,356	4,356
		"		
		"		

VI.—APPEALS *vs* FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 30th Nov., 1899, in month of December, 1899,	49,687	Number heard to 30th Nov., 1899, in month of Dec., 1899,	24,836	
"	45	" in month of Dec., 1899,	73	24,909
		Number dismissed or struck out to 30th Nov., 1899,	801	
		" in month of Dec., 1899,	—	801
		Number withdrawn to 30th Nov., 1899,	21,701	
		" in month of Dec., 1899,	40	21,741
		Total Number disposed of,	—	47,451
		Remaining to be disposed of,	—	2,301
Total,	49,752	Total,	—	49,752

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 30th Nov., 1899, in month of December, 1899,	13,333	Number heard to 30th Nov., 1899, in month of Dec., 1899,	3,634	
"	291	" in month of Dec., 1899,	254	3,888
		Number dismissed or struck out to 30th Nov., 1899,	—	
		" in month of Dec., 1899,	—	
		Number withdrawn to 30th Nov., 1899,	1,917	
		" in month of Dec., 1899,	163	2,080
		Total Number disposed of,	—	5,908
		Remaining to be disposed of,	—	7,616
Total,	13,524	Total,	—	13,524

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 AND 1888.

—	Number.	Amount.
Loans applied for to 30th November, 1899, in month of December, 1899,	29,179	11,452,066
Deduct Applications refused,	—	—
	39,179	11,452,066
	3,511	3,459,426
	25,368	9,992,640
Loans sanctioned to 30th November, 1899, Loans sanctioned in month of December, 1899,	25,368	9,992,640
	—	—
	25,368	9,992,640
Loans issued to 30th November, 1899, Loans issued in month of December, 1899,	25,367	9,992,615
	—	—
	25,367	9,992,615

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
Loans applied for to 30th November, 1899,	27,639	£ 8,246,545		
Less applications since withdrawn,	26	12,325		
	27,613	£ 8,234,220		
Loans applied for in month of December, 1899,	474	163,420	28,057	£ 8,397,640
Loans applied for (Section 40, Act, 1896), to 30th Nov., 1899,	767	227,478		
" in month of December, 1899,	35	2,719	809	230,197
Loans applied for (Redemption of Rent Act, 1891), to 30th November, 1899,	109	106,504		
" in month of December, 1899,	—	—	109	106,504
Loans applied for (Section 43, Act, 1896), to 30th Nov., 1899,	15	284,849		
" in month of December, 1899,	—	—	15	284,849
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1885), to 30th November, 1899,	2,835	749,767		
" in month of December, 1899,	—	—	2,835	749,767
Total number of Loans applied for to 31st December, 1899,	—	—	31,848	£ 9,769,047
Less applications refused to 31st December, 1899,	1,018	414,467		
" " in cases of Purchase of Estates (Section 5, Act, 1885), to 31st December, 1899,	1,077	303,344		
			2,095	716,711
Loans sanctioned to 30th November, 1899,	22,065	£ 7,790,115		
" in month of December, 1899,	424	103,974	22,490	£ 8,894,089
Loans sanctioned (Section 40, Act, 1896), to 30th Nov., 1899,	767	227,478		
" in month of December, 1899,	35	2,719	809	230,197
Loans sanctioned (Redemption of Rent Act, 1891), to 30th November, 1899,	109	106,504		
" in month of December, 1899,	—	—	109	106,504
Loans sanctioned (Section 43, Act, 1896), to 30th Nov., 1899,	15	284,849		
" in month of December, 1899,	—	—	15	284,849
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1885), to 30th Nov., 1899,	1,758	447,523		
" in month of December, 1899,	—	—	1,758	447,523
Total number of Loans sanctioned to 31st December, 1899,	—	—	25,174	£ 7,953,362
Less applications rescinded to the 31st December, 1899,	—	—	74	15,673
Loans issued to 30th November, 1899,	17,655	£ 5,922,800		
" in month of December, 1899,	560	311,636	18,215	£ 5,734,436
" (Section 40, Act, 1896), to 30th Nov., 1899,	767	227,478		
" in month of December, 1899,	35	2,719	809	230,197
" (Redemption of Rent Act, 1891), to 30th November, 1899,	84	89,649		
" in month of December, 1899,	—	—	84	89,649
" (Section 43, Act, 1896), to 30th Nov., 1899,	15	284,849		
" in month of December, 1899,	—	—	15	284,849
" in cases of Purchase of Estates (Section 5, Act, 1885), to 30th November, 1899,	1,758	447,523		
" in month of December, 1899,	—	—	1,758	447,523
			20,874	£ 7,779,654

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1894.

Applications received to 30th November, 1899, in December, 1899,	1,444 6	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 30th November, 1899,	169
		Number received in December, 1899,	— 169
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents to 30th November, 1899,	1,270
		Number of cases in which time had expired for receiving consents in month of December, 1899,	1
		Number of cases in which applications have been received but where time for lodgment of consent has not expired,	1,271
Total,	1,450	Total,	— 1,450

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a), page 2.

CIVIL BILL COURTS.

MONTH OF DECEMBER, 1899.

Summary of Proceedings under the "Land Law Acts" as notified to the Irish Land Commission, up to the 31st day of December, 1899.

L—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th November, 1899,	32,168	Rents fixed to 30th Nov., 1899, " in month of December, 1899,	18,238 16
Applications received in month of December, 1899,	92	Applications dismissed or struck out to 30th Nov., 1899, " in month of December, 1899,	4,051
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 30th November, 1899,	4,365	Applications withdrawn* to 30th November, 1899, " in month of December, 1899,	502
Applications received in month of December, 1899,	3	Applications transferred to Irish Land Commission Court to 30th November, 1899, " in month of Dec., 1899,	11,959 31
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 30th Nov., 1899,	2,355	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th Nov., 1899, " in month of Dec., 1899,	503
Applications received in month of December, 1899,	3	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th Nov., 1899, " in month of Dec., 1899,	11,990
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 30th November, 1899,	111	Total disposed of,	34,876
Applications received in month of December, 1899,	4	Total disposed of,	— 40
Total,	— 115	Total disposed of,	— 2
	35,303		

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th November, 1899,	6,741	Rents fixed to 30th Nov., 1899, " in month of Dec., 1899,	1,818 33	1,861
Applications received in month of Dec., 1899,	188	Applications dismissed or struck out to 30th Nov., 1899, " in month of Dec., 1899,	215 4	219
		Applications withdrawn* to 30th November, 1899, " in month of Dec., 1899,	83 1	84
		Applications transferred to Irish Land Commission, to 30th Nov., 1899, " in month of Dec., 1899,	3,653 41	3,694
Total,	6,929	Total disposed of,	—	5,758

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 30th November, 1899,	7,318
Do, do, in month of December, 1899,	3
Total,	7,321

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 30th November, 1899,	125
Do, do, in month of December, 1899,	—
Total,	125

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.); Applications received to 30th November, 1899,	540	Number disposed of to 30th November, 1899, " in month of Dec., 1899,	545
Applications received in month of December, 1899,	—	Transferred to Irish Land Commission Court to 30th Nov., 1899,	348
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th November, 1899,	640	Transferred in month of Dec., 1899,	49
Applications received in month of December, 1899,	3	Total disposed of,	—
Total,	643		390

* The first notice of application to the Court, setting its decision upon the true value of a tenancy, for rent, evidence of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—FORM 80.

Number of Applications received to 23rd February, 1888,*	6	Leases or Grants declared void to 30th Nov., 1899,	—	
		" in month of Dec., 1899,	—	—
		Applications dismissed or struck out to 30th Nov., 1899,	6	6
		" in month of Dec., 1899,	—	
		Applications withdrawn or compromised to 30th November, 1899,	—	—
		" in month of Dec., 1899,	—	
		Applications transferred to Irish Land Commission Court to 30th November, 1899,	—	—
		" in month of Dec., 1899,	—	
Total,	6	Total disposed of,	—	6

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 88.

Number of Applications received to 30th November, 1899,	22	Applications granted to 30th Nov., 1899,	3	
" in month of December, 1899,	—	" in month of Dec., 1899,	—	3
		Applications dismissed or struck out to 30th Nov., 1899,	4	4
		" in month of Dec., 1899,	—	
		Applications withdrawn to 30th November, 1899,	1	1
		" in month of Dec., 1899,	—	
		Applications transferred to Irish Land Commission Court to 30th November, 1899,	3	3
		" in month of Dec., 1899,	—	
Total,	22	Total disposed of,	—	11

IRISH LAND COMMISSION,
22nd February, 1900.

JOHN H. FRANKS.